

WEIL, GOTSHAL & MANGES LLP  
Theodore E. Tsekerides (*pro hac vice*)  
(theodore.tsekerides@weil.com)  
Jessica Liou (*pro hac vice*)  
(jessica.liou@weil.com)  
Matthew Goren (*pro hac vice*)  
(matthew.goren@weil.com)  
767 Fifth Avenue  
New York, NY 10153-0119  
Tel: 212 310 8000  
Fax: 212 310 8007

KELLER BENVENUTTI KIM LLP  
Tobias S. Keller (#151445)  
(tkeller@kbkllp.com)  
Peter J. Benvenutti (#60566)  
(pbenvenutti@kbkllp.com)  
Jane Kim (#298192)  
(jkim@kbkllp.com)  
650 California Street, Suite 1900  
San Francisco, CA 94108  
Tel: 415 496 6723  
Fax: 650 636 9251

*Attorneys for Debtors and Reorganized Debtors*

**UNITED STATES BANKRUPTCY COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

**In re:**

**PG&E CORPORATION,**

**- and -**

**PACIFIC GAS AND ELECTRIC  
COMPANY,**

**Debtors.**

- ☐ Affects PG&E Corporation  
☐ Affects Pacific Gas and Electric  
Company  
☒ Affects both Debtors

*\* All papers shall be filed in the Lead Case,  
No. 19-30088 (DM).*

Bankruptcy Case No. 19 -30088 (DM)

Chapter 11

(Lead Case) (Jointly Administered)

**DECLARATION OF TYSON R. SMITH IN  
SUPPORT OF REORGANIZED DEBTORS'  
MOTION TO FILE REDACTED VERSION  
OF MEMORANDUM OF LAW IN SUPPORT  
OF REORGANIZED DEBTORS'  
OBJECTION TO CONSOLIDATED EDISON  
DEVELOPMENT, INC.'S AMENDED CURE  
PAYMENT CLAIM DEMAND**

[No Hearing Requested]

1 I, Tyson R. Smith, pursuant to section 1746 of title 28 of the United States Code, hereby declare  
2 under penalty of perjury that the following is true and correct to the best of my knowledge, information,  
3 and belief:

4 1. I am employed as Managing Counsel, Strategy & Policy in the law department of Pacific  
5 Gas and Electric Company (the “**Utility**” and, together with P&E Corporation, the “**Reorganized**  
6 **Debtors**”). I joined the Law Department in 2018 and have been licensed to practice in the State of  
7 California since 2003. Prior to joining the Utility, I was a partner at Winston & Strawn LLP from 2011  
8 to 2018 and associate from 2005 to 2011. From 2003 to 2005, I was an attorney in the Office of the  
9 General Counsel, U.S. Nuclear Regulatory Commission. I hold a Bachelor’s degree from Vanderbilt  
10 University in civil and environmental engineering, a Master’s degree from Stanford University in civil  
11 and environmental engineering, and a Juris Doctorate from Lewis and Clark Law School.

12 2. This Declaration is submitted in support of the *Motion to File Redacted Version of*  
13 *Memorandum of Law in Support of Reorganized Debtors’ Objection to Consolidated Edison*  
14 *Development, Inc.’s Amended Cure Payment Claim Demand* (the “**Redaction Motion**”) filed  
15 concurrently herewith, which seeks authority to redact certain confidential commercial information filed  
16 in connection with the *Memorandum of Law in Support of Reorganized Debtors’ Objection to*  
17 *Consolidated Edison Development, Inc.’s Amended Cure Payment Claim Demand* (the  
18 “**Memorandum**”), which is filed concurrently herewith in further support of the *Reorganized Debtors’*  
19 *Objection to Consolidated Edison, Inc.’s Amended Cure Payment Claim Demand*, filed on May 3, 2021  
20 [Docket No. 10613] (the “**Objection**”).<sup>1</sup> I am generally knowledgeable and familiar with the  
21 Reorganized Debtors’ day-to-day operations, including the CED Agreements. I am authorized to submit  
22 this Declaration on behalf of the Reorganized Debtors. The facts set forth in this Declaration are based  
23 upon my personal knowledge, my review of relevant documents, and information provided to me by the  
24 Reorganized Debtors’ other employees or the Debtors’ legal, restructuring, and financial advisors. If  
25 called upon to testify, I would testify to the facts set forth in this Declaration.

26 3. Because portions of the Memorandum refer to certain confidential provisions from or  
27

28 <sup>1</sup> Capitalized terms used but not otherwise herein defined shall have the meanings ascribed to such terms  
in the Redaction Motion or the Objection.

1 related to the Confidential Documents and the Demands, as well as other confidential and sensitive  
2 information related to Con Ed's financing agreements with its lenders, the Reorganized Debtors believe  
3 that the Memorandum should not be publicly disclosed.

4 4. The Confidential Documents are the product of arm's length, extensive and good faith  
5 negotiations, and due to the commercially sensitive nature of the pricing and economic terms included  
6 in each, the public disclosure of the Documents, even through the references to them in the  
7 Memorandum, would likely cause substantial harm to the Reorganized Debtors and Con Ed and create  
8 an unfair advantage for competitors. Accordingly, the Reorganized Debtors seek to keep the redacted  
9 portions of the Memorandum confidential.

10 5. Pursuant to 28 U.S.C. § 1746, I declare under the penalty of perjury that the foregoing is  
11 true and correct.

12 Dated: June 18, 2021

13 Respectfully submitted,

14 By: /s/ Tyson R. Smith  
15 Tyson R. Smith  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28